



9D-HR-19406
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John S. Holmes : Art Unit: 3744
Serial No.: 09/754,600 : Examiner: Harry B. Tanner
Filed: January 5, 2001 :
For: REFRIGERATOR SYSTEM AND :
SOFTWARE ARCHITECTURE :
:

COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowability dated April 21, 2004, Applicants submit the following remarks.

Remarks

Claims 1-30 are allowed.

Applicants wish to thank the Examiner for courtesies extended to the Applicants' representative during a telephonic interview conducted April 14, 2004. During the interview, independent Claim 1 was discussed. Applicants and the Examiner agreed to insert in line 8 of Claim 1 "one of" after "refrigeration chamber at" and before "a temperature above the".

Applicants respectfully disagree with the statement of reasons for allowance on page 2 of the Notice of Allowability. The statement of reasons for allowance states, "The following is an examiner's statement of reasons for allowance: a refrigeration system and method of controlling the refrigeration system in which the temperature of one chamber is controlled by regulating the flow of air between it and another chamber...was not disclosed by the prior art nor would have been obvious to one of ordinary skill in the art at the time the invention was made." Applicants respectfully submit that Claim 1 does not include a recitation, "a refrigeration system and method of controlling the refrigeration system in which the temperature of one chamber is controlled by regulating the flow of air between it and another chamber", as stated in the statement of reasons for allowance. Rather, Claim 1 includes a recitation, "regulating air flow between the first refrigeration chamber and the second refrigeration chamber". Claim 1 is submitted to be patentable over the prior art because the prior art does not describe or suggest regulating air flow between the first refrigeration chamber and the second refrigeration chamber.

Applicants respectfully submit that Claim 14 does not include a recitation, "a refrigeration system and method of controlling the refrigeration system in which the temperature of one chamber is controlled by regulating the flow of air between it and another chamber", as stated in the statement of reasons for allowance. Rather, Claim 14 includes a recitation, "an air valve configured to regulate air flow between said first refrigeration chamber and said second refrigeration chamber". Claim 14 is submitted to be patentable over the prior art because the prior art does not describe or suggest an air valve configured to regulate air flow between the

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first refrigeration chamber and the second refrigeration chamber. Accordingly, Applicants respectfully disagree with the statement of reasons for allowance.

Favorable action is respectfully solicited.

Respectfully Submitted,



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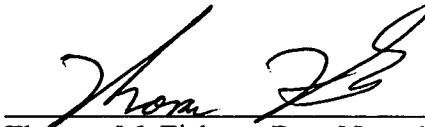
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